

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MICHIGAN
NORTHERN DIVISION**

JOHN GILBERT,)
Plaintiff,) 2:11-cv-00295-GJQ
v.) Judge Quist
CAVALRY PORTFOLIO)
SERVICES, LLC,)
Defendant.)

NOTICE OF VOLUNTARY DISMISSAL PURSUANT TO SETTLEMENT

NOW COMES the Plaintiff, JOHN GILBERT, by and through his attorneys, LARRY P. SMITH & ASSOCIATES, LTD., and for his Notice of Voluntary Dismissal, Plaintiff states as follows:

1. Pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, Plaintiff hereby notifies this Honorable Court that the Plaintiff voluntarily dismisses his case pursuant to a settlement agreement reached by the parties.
2. The Defendant in this case has filed neither an answer to Plaintiff's complaint nor a motion for summary judgment.
3. Plaintiff requests that this case be dismissed with prejudice and without costs to any party, all costs having been paid and all matters in controversy for which this action was brought having been fully settled, compromised and adjourned.

Respectfully submitted,
JOHN GILBERT

By: s/ David M. Marco
Attorney for Plaintiff

Dated: September 26, 2011

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